

## Message Text

UNCLASSIFIED

PAGE 01 STATE 248292

44

ORIGIN EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-05 CIAE-00 COME-00 DODE-00

DOT-00 INR-07 NSAE-00 CIEP-02 FAA-00 PM-04 H-02 L-03

NSC-05 PA-02 PRS-01 SP-02 SS-15 USIA-15 /083 R

DRAFTED BY EB/AN:JBMAGNOR/CAB:JRCHESEN/BA

APPROVED BY EB/AN:JBMAGNOR

----- 084275

R 061400Z OCT 76

FM SECSTATE WASHDC

TO AMEMBASSY BERN

AMEMBASSY BONN

AMEMBASSY BRUSSELS

AMEMBASSY DUBLIN

AMEMBASSY HELSINKI

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY ROME

AMEMBASSY THE HAGUE

INFO AMCONSUL MONTREAL

UNCLAS STATE 248292

E.O. 11652: N/A

TAGS: EAIR

SUBJECT: CIVAIR: NEW U.S. ABC CHARTERS

REF: A) STATE 236627, B) STATE 236628

1. ACTION POSTS ARE REQUESTED TO DELIVER IN WRITING TO APPROPRIATE AUTHORITIES MESSAGE IN PARAGRAPH 2 BELOW, EXCEPT THAT BERN, DUBLIN, AND LONDON SHOULD ALSO REFER TO PREVIOUS NOTICES GIVEN AS REQUIRED BY AGREEMENTS (BERN AND DUBLIN, SEE REFTELS - FOR LONDON'S INFO, THE BRITISH EMBASSY IN WASHINGTON WAS NOTIFIED ORALLY BY UNCLASSIFIED

UNCLASSIFIED

PAGE 02 STATE 248292

CAB ON SEPTEMBER 2 AND ABC RULE COPIES WERE GIVEN THE

U.K. AUTHORITIES IN LONDON SEPTEMBER 8).

2. MESSAGE:

A. (OPENING)...THE UNITED STATES CIVIL AERONAUTICS BOARD RECENTLY ADOPTED REGULATIONS AUTHORIZING THE PERFORMANCE OF ADVANCE BOOKING CHARTER FLIGHTS (ABC'S) DOMESTICALLY AND TO AND FROM FOREIGN COUNTRIES, TO TAKE EFFECT OCTOBER 7, 1976. PRE-EXISTING REGULATIONS HAD AUTHORIZED ABC FLIGHTS ONLY WHEN ORIGINATED OUTSIDE THE UNITED STATES UNDER FOREIGN RULES ACCEPTED BY THE UNITED STATES. THE NEW ABC REGULATIONS (AS APPLICABLE

TO EUROPEAN COUNTRIES WHICH ALREADY HAVE ABC RULES) REQUIRE:

(1) ROUND TRIP CHARTER TRAVEL ON PREDETERMINED DATES;

(2) PURCHASE OF TICKETS AT LEAST 45 DAYS BEFORE THE OUTBOUND FLIGHT (30 DAYS ON OR AFTER OCTOBER 1, 1978);

(3) TRAVEL TOGETHER BY EACH ABC GROUP ON BOTH LEGS OF THE CHARTER;

(4) A PRE-FILING OF PASSENGER NAMES WITH THE BOARD 45 DAYS BEFORE THE OUTBOUND FLIGHT (30 DAYS ON OR AFTER OCTOBER 1, 1978);

(5) SUBSTITUTION FROM THE GENERAL PUBLIC UNTIL DEPARTURE LIMITED TO 10 PERCENT OF THE SEATS CONTRACTED FOR;

(6) ADDITIONAL SUBSTITUTION UNTIL DEPARTURE FROM A WAITING LIST FILED AT LEAST 45 DAYS BEFORE DEPARTURE LIMITED TO 10 PERCENT OF THE SEATS CONTRACTED FOR (30 DAYS ON OR AFTER OCTOBER 1, 1978);

(7) A MINIMUM TRIP DURATION OF SEVEN DAYS; AND

(8) A MINIMUM CONTRACT OF 40 SEATS ON SPLIT CHARTERS  
UNCLASSIFIED

UNCLASSIFIED

PAGE 03     STATE 248292

WHICH MAY BE COMMINGLED WITH ANY OTHER CHARTER TYPES AUTHORIZED BY THE BOARD.

B. TWO OF THE FIVE CIVIL AERONAUTICS BOARD MEMBERS DISSENTED IN PART. THEY ADVOCATED A SINGLE ABC RULE OF WORLD-WIDE APPLICABILITY WITH 30-DAY ADVANCE BOOKING AND, IN ADDITION, WOULD HAVE PERMITTED REASONABLE INTER-MINGLING (I.E., PROVISIONS FOR SEPARATE RETURN PERHAPS

SIMILAR TO THE CONCEPT IN THE UNITED KINGDOM'S RULE)  
AND TWENTY-FIVE PERCENT SUBSTITUTION.

C. ALTHOUGH THE UNITED STATES VIEWS THE ABC AS AN  
ULTIMATE REPLACEMENT FOR TGC AND AFFINITY CHARTERS IT  
WISHES TO EVALUATE THE ABC IN ACTUAL OPERATIONS. THUS  
IT HAS NO ACTIVE PROPOSAL TO ELIMINATE TGC AND AFFINITY  
CHARTERS BEFORE ABC'S ARE TESTED.

D. IN VIEW OF THE LONGSTANDING DESIRE OF MANY  
GOVERNMENTS TO ACHIEVE COMMONALITY OF NORTH ATLANTIC  
CHARTER RULES FOCUSED UPON THE ABC, AND OF THE BOARD'S  
HAVING TAKEN THE FIRST STEP OF MOVING AT LEAST HALF WAY

TOWARD SUCH COMMONALITY ON THIS BASIC AIR CHARTER TYPE,  
THE UNITED STATES IS EXPECTANT THAT MATCHING ABC RULE  
CHANGES WILL SOON BE MADE BY GOVERNMENTS WHICH HAVE PRE-  
EXISTING ABC RULES, THUS RECIPROCATING THE UNITED STATES  
INITIATIVE TOWARD THE SHARED GOAL OF COMMONALITY. IN  
VIEW OF DIFFERENCES WHICH PRESENTLY EXIST, AND OF  
TECHNICAL DIFFERENCES WHICH WILL DOUBTLESSLY REMAIN  
AFTER RULES ARE CHANGED TO ACHIEVE GREATER COMMONALITY,  
THE UNITED STATES IS DESIROUS THAT ABC CHARTERS ORIG-  
INATED IN THE UNITED STATES WILL BE ACCEPTED UNDER THE  
PRACTICE THAT THE RULES OF THE COUNTRY OF CHARTER ORIGIN  
WILL BE DETERMINATIVE.

E. CONDITIONS IN THE NEW CIVIL AERONAUTICS BOARD  
REGULATION APPLICABLE TO CHARTERS OTHER THAN TO "EUROPEAN"  
DESTINATIONS DIFFER SLIGHTLY:

(1) TICKETS MAY BE PURCHASED UNTIL 30 DAYS BEFORE  
DEPARTURE OF THE OUTBOUND FLIGHT (15 DAYS ON OR AFTER  
UNCLASSIFIED

UNCLASSIFIED

PAGE 04 STATE 248292

OCTOBER 1, 1978);

(2) THE PRE-FILED LIST MAY BE CLOSED AND TRANSMITTED  
30 DAYS BEFORE OUTBOUND DEPARTURE (15 DAYS ON OR AFTER  
OCTOBER 1, 1978);

(3) SUBSTITUTION FROM THE GENERAL PUBLIC IS LIMITED  
TO 15 PERCENT OF THE SEATS CONTRACTED FOR;

(4) NO WAITING LISTS ARE AUTHORIZED; AND

(5) NO MINIMUM TRIP DURATION IS REQUIRED.

SHOULD ANY COUNTRY IN THE "EUROPEAN" CATEGORY REQUEST  
THAT THE MORE GENERALLY APPLICABLE CONDITIONS ABOVE BE

APPLIED TO ABC'S BETWEEN ITS TERRITORY AND THE UNITED STATES THE BOARD WOULD BE PLEASED TO DO SO. A LETTER TO THE UNITED STATES EMBASSY OR THE BOARD ITSELF WOULD SUFFICE FOR THIS PURPOSE.

F. AS YOU KNOW, CHARTER ORGANIZERS AND CARRIERS ARE, OF NECESSITY, ALREADY MAKING PLANS FOR THE 1977 NORTH ATLANTIC CHARTER SEASON, INCLUDING THE SELECTION OF DESTINATIONS AND THE CHOICE OF CHARTER TYPES (WHERE THAT IS POSSIBLE). THE UNITED STATES BELIEVES THE TRAVELLING PUBLIC AND TOURISM RECEIVING COUNTRIES WOULD BE WELL SERVED BY EFFORTS GOVERNMENTS CAN MAKE NOW TO ACHIEVE COMMONALITY AND STABILITY. ACCORDINGLY, AN EARLY EXPRESSION OF YOUR AUTHORITIES' VIEWS AND INTENTIONS WOULD BE MOST WELCOME. (COMPLIMENTARY CLOSE). ROBINSON

UNCLASSIFIED

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CIVIL AVIATION, AIR TRANSPORTATION, AVIATION AGREEMENTS, SUPPLEMENTAL AIRLINES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 06 OCT 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976STATE248292  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** JBMAGNOR/CAB:JRCHESN/BA  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760377-0255  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1976/newtext/t19761076/aaaacnve.tel  
**Line Count:** 184  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN EB  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 4  
**Previous Channel Indicators:** n/a  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 STATE 236627, 76 STATE 236628  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** izenbei0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 04 AUG 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <04 AUG 2004 by barnescd>; APPROVED <16 DEC 2004 by izenbei0>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CIVAIR: NEW U.S. ABC CHARTERS  
**TAGS:** EAIR, US  
**To:** BERN  
BONN  
MULTIPLE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006